

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE BEFORE THE
BOARD OF PATENT APPEALS AND INTERFERENCES**

Applicants : J.F. Poccia III et al.
Serial No. : 10/656,428 Art Unit: 3761
Filed : September 5, 2003 Examiner: Chapman, Ginger
For : **ABSORBENT ARTICLE**

Mail Stop Appeal Brief-Patents
Commissioner for Patents
Alexandria, VA 22313-1450

SUPPLEMENT TO APPEAL BRIEF

This SUPPLEMENT TO APPEAL BRIEF is filed in reply to the Notice of Non-Compliant Appeal Brief mailed on October 17, 2006, although Applicants respectfully submit that a corrected Appeal Brief or Supplement to Appeal Brief should not be required under the circumstances.

MPEP 1205.03 provides that a corrected brief for minor non-compliance in an appeal brief should not be required. Specifically, if an evidence appendix and related proceedings appendix are missing, but the record is clear that there is no evidence submitted and no related proceedings listed in the related appeals and interferences section, the examiner may accept the brief and state in the examiner's answer that it is assumed that the appellant meant to include both appendices with a statement of "NONE". In the present case, Applicants submit that the record is clear that there is no evidence submitted and no related proceedings. Notwithstanding, Applicants submit herewith an "Evidence Appendix" and "An Appendix of Related Proceedings" indicating that there are None for either Appendix.

Respectfully submitted,

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x. Evidence Appendix

None

xi. Appendix of Related Proceedings

None